

**WILSON, ELSE, MOSKOWITZ, EDELMAN & DICKER LLP**

Michael P. Chipko, Esq. (011902011)

200 Campus Drive

Florham Park, New Jersey 07932-0668

Tel: (973) 624-0800

Fax: (973) 624-0808

Attorneys for Defendants, Steven A. Zabarsky, Esq., Kimberly Zabarsky, and the Law Firm of  
Citta, Holzapfel & Zabarsky

Our File: 15700.00059

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY**

ZIA H. SHAIKH,

Plaintiff,

vs.

LAURA GERMADNIG-SHAIKH, SIEGFRIED :  
GERMADNIG, PATRICIA GERMADNIG, :  
MELISSA REEVES, KENNETH REEVES, :  
STACY GERMADNIG, SIEGFRIED :  
GERMADNIG JR., BARUS GERMAGNIG, :  
CRYSTAL GERMAGNIG, SKYE GERMADNIG :  
JR., DAVID TARNOWSKI, NICOLE :  
TARNOWSKI, SLAVA KLEYMAN, NANCY :  
CAVANAUGH, LOUIS ELWELL, JANICE :  
ELWELL, CHRISTINE GILFILLIN, SANDRA :  
SEAMAN, JACK M, NADA PITYINGER, BRETT :  
PITYINGER, DANIEL SCHASTNY, KATHLEEN :  
SCHASTNY, BRADLEY MCKEE, RENE :  
MCKEE, ROBERT MCKEE, CAROL MCKEE, :  
STANLEY O'BRIAN, LORI O'BRIAN, CANDY :  
MCKEE, STEVEN A. ZABARSKY, ESQ., :  
KIMBERLY ZABARSKY, LAW FIRM OF :  
CITTA, HOLZAPFEL & ZABARSKY, LEGAL :  
MALPRACTICE INSURANCE CARRIER FOR :  
CITTA, HOLZAPFEL & ZABARSKY, :  
CATHLEEN CHRISTIE-CONEENY, ESQ., :  
LEGAL MALPRACTICE INSURANCE :  
CARRIER FOR CATHLEEN CHRISTIE- :  
CONEENY, ESQ., JOSEPH GUNTESKI CPA, :  
COWAN & GUNTESKI & CO, JOHN R. RILEY :

Civil Action No. 3:22-CV-02053-ZNQ-  
TJB

**NOTICE OF MOTION TO DISMISS  
ON BEHALF OF DEFENDANTS,  
STEVEN A. ZABARSKY, ESQ.,  
KIMBERLY ZABARSKY, LAW  
FIRM OF CITTA, HOLZAPFEL &  
ZABARSKY**

**RETURNABLE: JUNE 21, 2022**

JR, CPA, ABV, CGMA, AICPA (ASSOCIATION :  
OF INTERNATIONAL CPA'S), SETH ARKUSH, :  
INTEGRATED CARE CONCEPTS LLC, :  
JACKSON SCHOOL DISTRICT, PRINCIPAL OF :  
JACKSON LIBERTY HS, PRINCIPAL OF :  
CHRISTA MCAULIFEE MIDDLE SCHOOL, :  
PRINCIPAL OF CRAWFORD RODRIGUEZ :  
ELEMENTARY SCHOOL, STEPHANIE J. :  
BROWN, ESQ., AUGUST J. LANDI, ESQ., :  
MARGIE MCMAHON, ESQ., DAVID :  
SCHLENDORF, ESQ., JACKSON TWSP. :  
POLICE CHIEF MATTHEW KUNZ, JACKSON :  
TOWNSHIP POLICE OFFICER CHRISTOPHER :  
PARISE, OCEAN CITY NJ PROSECUTOR :  
BRADLEY BILHEIMER, JOHN FOTI JR, :  
MADELINE F. EINBINDER J.S.C., MARLENE L.:  
FORD A.J.S.C., JOHN S. DORAN, J.S.C., :  
DEBORAH H. SCHRON J.S.C., JOHN DOES 1- :  
10, JOHN DOES 1-10, XYZ CORPORATIONS, :  
:  
Defendants. :  
:  
:

---

**TO:** Zia Shaikh  
200 Village Ctr Dr  
Unit 7381  
Freehold, NJ 07728  
Pro se Plaintiff

All Counsel of Record

**PLEASE TAKE NOTICE** that, on Monday, June 21, 2022 at 9:00 a.m., or as soon thereafter as the attorneys for the parties may be heard, the undersigned attorneys for Defendants, Steven A. Zabarsky, Esq., Kimberly Zabarsky, and the Law Firm of Citta, Holzapfel & Zabarsky will move before the Hon. Georgette Castner, U.S.D.J. at the United States District Court, District of New Jersey, 402 East State Street, Trenton, New Jersey 08608 for an Order granting this motion and dismissing Plaintiff's Complaint with prejudice.

**PLEASE TAKE FURTHER NOTICE** that, in support of this motion, defendants rely upon the Brief, Certification of counsel and exhibits submitted and filed herewith.

**PLEASE TAKE FURTHER NOTICE** that a proposed form of Order is enclosed with this motion, and oral argument is requested on the return date.

**WILSON, ELSER, MOSKOWITZ, EDELMAN & DICKER  
LLP**

By: /s/ Michael P. Chipko  
Michael P. Chipko

Attorneys for Defendants,  
Steven A. Zabarsky, Esq., Kimberly Zabarsky, and the Law Firm  
of Citta, Holzapfel & Zabarsky  
200 Campus Drive  
Florham Park, New Jersey 07932-0668  
Tel: (973) 624-0800  
Fax: (973) 624-0808  
[Michael.Chipko@wilsonelser.com](mailto:Michael.Chipko@wilsonelser.com)

Dated: May 25, 2022